

**SUPREME COURT MINUTES
FRIDAY, AUGUST 28, 1998
SAN FRANCISCO, CALIFORNIA**

- 4th Dist. Tim Taggart, Petitioner
E023212 v.
Div. 2 Riverside County Superior Court, Respondent
S072846 Janelle Winters et al., Real Parties in Interest
Application for stay and petition for review DENIED.
- S072887 People, Respondent
6th Dist. v.
H016929 Ronald A. Mungai, Appellant
The time for granting or denying review on the court's own motion is hereby extended to and including October 13, 1998, or the date upon which review is either granted or denied. Rule 28(a)(1), California Rules of Court.
- S014021 People, Respondent
v.
Dean Phillip Carter, Appellant
On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to and including September 28, 1998.
- S018815 People, Respondent
v.
Raymond Anthony Gurule, Appellant
The request of respondent for leave to file respondent's brief in excess of the page limit is granted.
- S023000 People, Respondent
v.
Dean Phillip Carter, Appellant
On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to and including October 27, 1998.

S027730 People, Respondent

v.

Maria Del Rosio Alfaro, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to and including October 27, 1998.

S065501 Rochelle C. Linder, Appellant

v.

Thrifty Oil Company, Respondent

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's reply brief on the merits is extended to and including October 16, 1998.

S068741 People, Appellant

v.

Cheryl Jeanene Woods et al., Respondents

On application of respondent William B. Benson, and good cause appearing, it is hereby ordered that the time to serve and file respondent's opening brief on the merits is extended to and including September 28, 1998.

S068741 People, Appellant

v.

Cheryl Jeanene Woods et al., Respondents

On application of respondent Cheryl Jeanene Woods, and good cause appearing, it is hereby ordered that the time to serve and file respondent's opening brief on the merits is extended to and including September 28, 1998.

Bar
Misc.
4186 In the Matter of the Application of the Committee of Bar Examiners
of the State of California for Admission of Attorneys

The written motion of the Committee of Bar Examiners that the following named applicants, who have fulfilled the requirements for admission to practice law in the State of California, be admitted to the practice of law in this state is hereby granted, with permission to the applicants to take the oath before a competent officer at another time and place:

(LIST OF NAMES ATTACHED TO ORIGINAL ORDER)

S071226 In re **Michael Bancroft Lloyd** on Discipline

It is ordered that **Michael Bancroft Lloyd** be suspended from the practice of law for six months, that execution of suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed May 6, 1998. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 and are payable in accordance with Business and Professions Code section 6140.7.

S071229 In re **George Mac Vogeley** on Discipline

It is ordered that **George Mac Vogeley** be suspended from the practice of law for six months, that execution of suspension be stayed, and that he be placed on probation for one year on condition that he be actually suspended for 60 days. He is also ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its order approving stipulation filed May 6, 1998, as modified by its order filed May 26, 1998. Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 payable in accordance with Business and Professions Code section 6140.7 (as amended effective January 1, 1997).

S071230 In re **John William Johanson** on Discipline

It is ordered that **John William Johanson** be suspended from the practice of law for two years, that execution of suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in order regarding the stipulation filed May 7, 1998. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 and those costs are payable in accordance with section 6140.7 (as amended effective January 1, 1997).

S071231 In re **David A. Dobbs** on Discipline

It is ordered that **David A. Dobbs** be suspended from the practice of law for two years, that execution of suspension be stayed, and that he be placed on probation for three years subject to the conditions of probation, including restitution, recommended by the Hearing Department of the State Bar Court in its order approving stipulation filed April 28, 1998. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 payable in accordance with Business and Professions Code section 6140.7 (as amended effective January 1, 1997).

S071253 In re **William M. Ambrunn** on Discipline

It is ordered that **William M. Ambrunn** be suspended from the practice of law for one year, that execution of suspension be stayed, and that he be placed on probation for one year subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed April 23, 1998. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 and are payable in accordance with Business and Professions Code section 6140.7.

S071255 In re **Donald Webster Cook** on Discipline

It is ordered that **Donald Webster Cook** be suspended from the practice of law for 30 days, that execution of suspension be stayed, and that he be placed on probation for one year subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its order approving stipulation filed April 30, 1998. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 payable in accordance with Business and Professions Code section 6140.7 (as amended effective January 1, 1997).

S071259 In re **Susan Elizabeth Melton** on Discipline

It is ordered that **Susan Elizabeth Melton** be placed on probation for four years on condition that she be actually suspended for three years and until she has shown proof satisfactory to the State Bar Court of her rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct. She is further ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Regarding Stipulation filed April 2, 1998, as modified by its order filed April 30, 1998. It is also ordered that she take and pass the Multistate Professional Responsibility Examination during the period of her actual suspension. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) She is further ordered to comply with rule 955, California Rules of Court, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Credit toward the period of actual suspension shall be given for the period of interim suspension which commenced on December 27, 1996 (*In re Young* (1989) 49 Cal.3d 257, 270.) Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 and are payable in accordance with Business and Professions Code section 6140.7.

*(See Business & Professions Code, § 6126, subd. (c).)

S071260 In re **Gary Bruce Wesley** on Discipline

It is ordered that **Gary Bruce Wesley** be suspended from the practice of law for two years, that execution of suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed March 24, 1998. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar and shall be added to and become part of the membership fee for the next calendar year. (Bus. & Prof. Code, § 6140.7.)

S071262 In re **Terry Lee Kelly** on Discipline

It is ordered that **Terry Lee Kelly** be suspended from the practice of law for two years and until she has shown proof satisfactory to the State Bar Court of her rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct, that execution of suspension be stayed, and that she be placed on probation for two years on condition that she be actually suspended for nine months and until she makes restitution to Sera La Rondelle (or the Client Security Fund, if appropriate) in the amount of \$1,700.00, plus 10% interest per annum from November 1, 1997; to David Burge (or the Client Security Fund, if appropriate) in the amount of \$200.00, plus 10% interest per annum from November 1, 1997; to Bernard Robertson (or the Client Security Fund, if appropriate) in the amount of \$1,250.00, plus 10% interest per annum from November 1, 1997; to Philip and Elyse Sarris (or the Client Security Fund, if appropriate) in the amount of \$750.00, plus 10% interest per annum from November 1, 1997, and furnishes satisfactory proof thereof to the Probation Unit, State Bar Office of Trials. She is also ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed March 12, 1998. If the period of actual suspension is two years or greater, she shall remain suspended until she has shown proof satisfactory to the State Bar Court of her rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct. It is further ordered that she take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this Order or during the period of her actual suspension, whichever is longer. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) It is further ordered that she comply with rule 955, California Rules of Court, and that she perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Costs are awarded to the State Bar pursuant to Bus. & Prof. Code section 6086.10 and payable in accordance with Bus. & Prof. Code section 6140.7 as amended effective January 1, 1997.

*(See Business & Professions Code, § 6126, subd. (c).)

S071263 In re **Suzanne Negahbani** on Discipline

It is ordered that **Suzanne Negahbani** be suspended from the practice of law for three months, that execution of suspension be stayed, and that she be placed on probation for one year subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed May 13, 1998. It is further ordered that she take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar and shall be added to and become part of the membership fee for the next calendar year. (Bus. & Prof. Code, § 6140.7.)

S072768 In the Matter of the Resignation of **Ferris Freeman Boothe**
A Member of the State Bar of California

The voluntary resignation of **Ferris Freeman Boothe** as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against him should he hereafter seek reinstatement. It is ordered that he comply with rule 955, California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 60 and 70 days, respectively, after the date this order is filed.* Costs are awarded to the State Bar.

*(See Business & Professions Code, § 6126, subd. (c).)

S072769 In the Matter of the Resignation of **Lori A. Donahue**
A Member of the State Bar of California

The voluntary resignation of **Lori A. Donahue** as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against her should she hereafter seek reinstatement. It is ordered that she comply with rule 955, California Rules of Court, and that she perform the acts specified in subdivisions (a) and (c) of that rule within 60 and 70 days, respectively, after the date this order is filed.* Costs are awarded to the State Bar.

*(See Business & Professions Code, § 6126, subd. (c).)

S071271 In re **Philip Deitch** on Discipline

It is ordered that **Philip Deitch** be suspended from the practice of law for one year, that execution of suspension be stayed, and that he be placed on probation for one year subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its order approving stipulation filed April 16, 1998, as modified by its order filed June 1, 1998. Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 payable in accordance with Business and Professions Code section 6140.7 (as amended effective January 1, 1997).

S071272 In re **John Rex Hardie** on Discipline

It is ordered that **John Rex Hardie** be suspended from the practice of law for five years and until he demonstrates to the State Bar Court his rehabilitation, fitness to resume the practice of law and learning and ability in the general law pursuant to standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct, that execution of said suspension be stayed, and that he be placed on probation for five years on conditions including actual suspension for three years and until he demonstrates to the State Bar Court his rehabilitation, fitness to resume the practice of law and learning and ability in the general law pursuant to standard 1.4(c)(ii). He is also ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its order regarding the stipulation filed in the State Bar Court on May 6, 1998. It is also ordered that he take and pass the Multistate Professional Responsibility Examination administered by the National Conference of Bar Examiners during the period of his actual suspension and provide the State Bar Probation Unit with satisfactory proof that he has passed that examination within said time period. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) It is further ordered that he comply with rule 955, California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Costs payable in accordance with Business and Professions Code section 6140.7 are awarded to the State Bar pursuant to Business and Professions Code section 6086.10.

*(See Business & Professions Code, § 6126, subd. (c).)

S071273 In re **Victor Emile Musy** on Discipline

It is hereby ordered that **Victor Emile Musy** be disbarred from the practice of law and that his name be stricken from the roll of attorneys. He is also ordered to comply with rule 955, California Rules of Court, and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Costs are awarded to the State Bar.

*(See Business & Professions Code, § 6126, subd. (c).)

S071274 In re **Terrence L. Meyer** on Discipline

It is ordered that **Terrence L. Meyer** be suspended from the practice of law for six months and until he makes restitution to Judith Owen in the amount of \$956.40, plus 10% interest from April 11, 1994, and to Paul R. Brabeck in the amount of \$4,569 plus 10% interest from June 7, 1994, and furnishes satisfactory proof thereof to the State Bar Probation Unit, that execution of suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed April 29, 1998. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 and are payable in accordance with Business and Professions Code section 6140.7.

S071275 In re **Aaron B. Payne** on Discipline

It is ordered that **Aaron B. Payne** be suspended from the practice of law for three years and until he has shown proof satisfactory to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct, that execution of said suspension be stayed, and that he be placed on probation for five years subject to the conditions of probation, including actual suspension for 21 months and until he makes the showing required by standard 1.4(c)(ii), recommended by the Hearing Department of the State Bar Court in its Further Order Regarding Stipulation filed May 6, 1998. Credit toward the period of actual suspension shall be given for the period of interim

suspension which commenced August 20, 1997. He is also ordered to take and pass the Multistate Professional Responsibility Examination, and provide the State Bar Probation Unit with satisfactory proof that he has done so, during the period of his actual suspension or within one year after the effective date of his order, whichever is longer. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) It is further ordered that he comply with rule 955, California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 and are payable in accordance with Business and Professions Code section 6140.7 (as amended effective January 1, 1997).

*(See Business & Professions Code, § 6126, subd. (c).)

S071276 In re **Robert T. Burns** on Discipline

It is ordered that **Robert T. Burns** be suspended from the practice of law for two years and until he has shown proof satisfactory to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct, that execution of suspension be stayed, and that he be placed on probation for two years on condition that he be actually suspended for 30 days. He is also ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its order regarding the stipulation filed May 13, 1998. Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 and those costs are payable in accordance with section 6140.7 (as amended effective January 1, 1997).